PATENT 2257-1-001



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE BEFORE THE BOARD OF APPEALS

APPLICANT:

ANDREW WILLIAM HEATH

SERIAL NO.:

08/878,348

EXAMINER:

P. GAMBEL

FILED

JUNE 18, 1997

ART UNIT

1642

FOR

NOVEL VACCINE DEVELOPMENT

CEIVED

AUG 1 0 1999

Certificate of Mailing Under 37 CFR 1.8

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to ASSISTANT COMMISSIONER OF PATENTS, WASHINGTON, D.C. 20231 on August 4, 1999.

Michael D. David, Reg. No. 39,161

(Name of Registered Rep.)

(Signature and Date)

NOTICE OF APPEAL

ASSISTANT COMMISSIONER FOR PATENTS WASHINGTON, D.C. 20231

Sir:

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the Decision dated February 8, 1999 of the Primary Examiner finally rejecting claims 1-10, 12, 13, 15-23.

As Applicant qualifies as a small entity, a check is enclosed in the amount of \$150.00.

A Petition is being filed simultaneously herewith, extending to the time period for three month(s) for responding to the final Office Action.

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PATENT 2257-1-001

Please charge any additional fees or credit any overpayment to the undersigned firm's

Deposit Account No. 11-1153. A duplicate copy of this paper is enclosed for your convenience.

Applicants reserve the right to request an Oral Hearing.

Respectfully submitted,

MICHAEL D. DAVIS

Attorney for Applicant(s) Registration No. 39,161

KLAUBER & JACKSON 411 Hackensack Avenue Hackensack, NJ 07601 (201)487-5800

Date: August 4, 1999